

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**

As a below-named inventor, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our name.

We believe we are an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **COMPOSITIONS FOR TREATING AND PREVENTING DIABETES, IMPAIRED GLUCOSE TOLERANCE AND RELATED SYMPTOMS, AND METHODS FOR PREPARING AND USING SUCH COMPOSITIONS**, the specification of which

☒ is attached hereto.

☐ was filed on as Application No.

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed: **NONE**

We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application: **NONE**

We hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

<u>Name</u>	<u>Reg. No.</u>
Ann W. Speckman	31,881
Janet Sleath	37,007

Direct all telephone calls to Ann W. Speckman at telephone number 206.269.0565.

Address all correspondence to: Ann W. Speckman

LAW OFFICES OF ANN W. SPECKMAN
2601 Elliott Avenue, Suite 4185
Seattle, Washington 98121

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor: Edayatimangalam Raja Bhavani Shanmugasundaram

Inventor's signature: _____ Date: _____

Residence : 'MANGALAM'
No. 5, Second Cross Street
Seethamma Extension, TEYNAMPET,
CHENNAI - 18
600 018, INDIA

Citizenship : India

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CHENNAI - 18
600 018, INDIA

Full name of second joint inventor: Kalathinkal Radha Shanmugasundaram

Inventor's signature: _____ Date: _____

Residence : 'MANGALAM'
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600 018, INDIA

Full name of third joint inventor: Rolland Hébert

Inventor's signature: _____ Date: _____

Residence : 427 Bellevue Avenue E., #301
Seattle, Washington 98102

Citizenship : U.S.A.

Post Office address: 427 Bellevue Avenue E., #301
Seattle, Washington 98102

Full name of fourth joint inventor: Sohail Malik

Inventor's signature: _____ Date: _____

Residence : 328 N.W. Richmond Beach Road
Apt. #308
Seattle, Washington 98177

Citizenship : Pakistan

Post Office address: 328 N.W. Richmond Beach Road
Apt. #308
Seattle, Washington 98177

Full name of fifth joint inventor: Michael Baker

Inventor's signature: _____ Date: _____

Residence : 6240 52nd Avenue, N.E.
Seattle, Washington 98115

Citizenship : U.S.A.

Post Office address: 6240 52nd Avenue, N.E.
Seattle, Washington 98115

Applicant or Patentee : Edayatimangalam Raja Bhavani Shanmugasundaram,
Kalathinkal Radha Shanmugasundaram, Rolland
Hébert, Sohail Malik and Michael Baker
Application or Patent No. : Unassigned
Filed or Issued : March 26, 1998
For : **COMPOSITIONS FOR TREATING AND
PREVENTING DIABETES, IMPAIRED GLUCOSE
TOLERANCE AND RELATED SYMPTOMS, AND
METHODS FOR PREPARING AND USING SUCH
COMPOSITIONS**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c))--SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below.

☒ an official of the small business concern empowered to act on behalf of the
concern identified below.

NAME OF CONCERN: TerraVis, Inc.

ADDRESS OF CONCERN: 2661 Bel-Red Road, Suite 208
Bellevue, Washington 98008

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties control or have the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **COMPOSITIONS FOR TREATING AND PREVENTING DIABETES, IMPAIRED GLUCOSE TOLERANCE AND RELATED SYMPTOMS, AND METHODS FOR PREPARING AND USING SUCH COMPOSITIONS**, by inventors Edayatimangalam Raja

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Dhavani Shanmugasundaram, Kalathinkal Radha Shanmugasundaram, Rolland Hébert, Sohail Malik, and Michael Baker described in:

- ☒ the specification filed herewith.
☐ application no. filed
☐ patent no. , issued

If the rights held by the above-entitled small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averting to their status as small entities. (37 CFR 1.27.)

FULL NAME:

ADDRESS:

☐ INDIVIDUAL ☒ SMALL BUSINESS ☐ NONPROFIT
CONCERN ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b).)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Rolland Hébert

TITLE OF PERSON OTHER THAN OWNER: Chief Executive Officer

ADDRESS OF PERSON SIGNING: 2661 Bel-Red Road
Suite 208
Bellevue, Washington 98008

SIGNATURE Rolland Hébert DATE 3-26-98

ASSIGNMENT

WHEREAS, we, Edayatimangalam Raja Bhavani Shanmugasundaram, Kalathinkal Radha Shanmugasundaram, Rolland Hébert, Sohail Malik and Michael Baker, have invented the subject matter which is described and claimed in the patent application entitled **COMPOSITIONS FOR TREATING AND PREVENTING DIABETES, IMPAIRED GLUCOSE TOLERANCE AND RELATED SYMPTOMS, AND METHODS FOR PREPARING AND USING SUCH COMPOSITIONS**, filed herewith, and is identified as Docket No. 53000.1001 of the law firm, Law Offices of Ann W. Speckman; and

WHEREAS, TerraVis, Inc., a Washington limited liability company, having a place of business 2661 Bel-Red Road, Suite 208, Bellevue, Washington 98008 is desirous of acquiring an interest therein;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, we, Edayatimangalam Raja Bhavani Shanmugasundaram, Kalathinkal Radha Shanmugasundaram, Rolland Hébert, Sohail Malik and Michael Baker hereby sell, assign and transfer to TerraVis, Inc. the full and exclusive right, title and interest in and to said subject matter, patent application, and patent rights throughout the world, including foreign patent priority rights; said subject matter, application and patents in this or any foreign country and all divisions, continuations, reissues and extensions thereof, to be held and enjoyed by TerraVis, Inc., for its own use and benefit, and for its successors and assigns to the full end of the term for which patents may be granted in this or any foreign country, as fully and entirely as the same would have been held by us had this assignment and sale not been made, and covenant that we have full right to do so, and agree that we will communicate to TerraVis, Inc., or its successors and assigns, any facts known to us respecting said patent application and the subject matter described therein, and testify in any legal proceeding, sign all lawful papers, execute all

divisional, continuing and reissue applications, make all rightful oaths, and do everything possible to aid TerraVis, Inc., its successors and assigns to obtain and enforce proper patent protection for said subject matter in this or any foreign country.

Executed at _____, India, this _____ day of _____,
1998.

Edayatimangalam Raja Bhavani Shanmugasundaram

Executed at _____, India, this _____ day of _____,
1998.

Kalathinkal Radha Shanmugasundaram

Executed at _____, Washington, this _____ day of
_____, 1998.

Rolland Hébert

Executed at _____, Washington, this _____ day of
_____, 1998.

Sohail Malik

[illegible]